

DECLARATION AND POWER

NEY FOR PATENT APPLICATION

Atty. Docket No. BON-28C

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **SURGICAL DEVICES ASSEMBLED USING HEAT BONDABLE MATERIALS**, the specification of which

(check one) is attached hereto.

was filed on _____ as Application Serial No. _____
 and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

Yes No

(Number)	(Country)	(Day/Month/Year Filed)
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(Number)	(Country)	(Day/Month/Year Filed)
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Yes No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status—patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status—patented, pending, abandoned)
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Power of Attorney: As a named inventor, I hereby appoint the following attorneys: Thomas L. Tarolli, Reg. No. 20,177; Robert B. Sundheim, Reg. No. 20,127; Calvin G. Covell, Reg. No. 24,042; Barry L. Tummino, Reg. No. 29,709; Paul E. Szabo, Reg. No. 30,429; and Stephen D. Scanlon, Reg. No. 32,755; and Greg Strugalski, Reg. No. 32,311; each with full powers of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

SEND CORRESPONDENCE TO: TAROLLI, SUNDHEIM & COVELL, 1111 LEADER BLDG., CLEVELAND, OHIO 44114-1400.
 DIRECT TELEPHONE CALLS TO: Calvin G. Covell, (216) 621-2234.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Peter M. Bonutti

Inventor's signature Peter M. Bonutti

Date 5/22/95

Residence Effingham, Illinois

Citizenship U.S.A.

Post Office Address 1303 West Evergreen Plaza, Effingham, Illinois 62401

Full name of second joint inventor, if any Mark V. Brillhart

Inventor's signature M.V.B.

Date 5/25/95

Residence Effingham, Illinois

Citizenship U.S.A.

Post Office Address 1108 Diana Court, Effingham, Illinois 62401

RECEI

OCT 24 1995

TAROLLI, SUNDHEIM & COVEL

OCTOBER 12, 1995

TAROLLI, SUNDHEIM & COVEL
CALVIN G. COVEL
526 SUPERIOR AVENUE
1111 LEADER BUILDING
CLEVELAND, OH 44114



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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Docket Sheet

BON-2703
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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 05/30/1995

REEL/FRAME: 7513/0757
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNEE'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

BRILLHART, MARK V.

DOC DATE: 05/25/1995

ASSIGNEE:

BONUTTI, PETER M.
1303 WEST EVERGREEN PLAZA
EFFINGHAM, ILLINOIS 62401

SERIAL NUMBER: 08453631

FILING DATE: 05/30/1995

PATENT NUMBER:

ISSUE DATE:

PEARLENE FOSTER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

F.M PTO-1595
v. 6-93)
B No. 0651-0011 (exp. 4/94)

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1995

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

Name of conveying party(ies):

Mark V. Brillhart

65705 U.S. PTO

06/27/95

Additional name(s) of conveying party(ies) attached? Yes No

Nature of conveyance:

Assignment

Merger

Security Agreement

Change of Name

Other _____

Execution Date: May 25, 1995

Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: May 25, 1995

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes No

Name and address of party to whom correspondence concerning document should be mailed:

Name: Calvin G. Covell

Internal Address: _____

TAROLLI, SUNDHEIM & COVELL

Street Address: 526 Superior Avenue

1111 Leader Building

City: Cleveland State: Ohio ZIP: 44114

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

10 MM 06/16/95 08453631

1 581

40.00 CK

Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Calvin G. Covell

Name of Person Signing

Reg. No. 24,042

Signature

Total number of pages including cover sheet, attachments, and document:

May 30, 1995

Date

2

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments

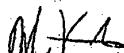
ASSIGNMENT

WHEREAS, I, Mark V. Brillhart, of Effingham, County of Effingham, and State of Illinois, have made new and useful improvements in SURGICAL DEVICES ASSEMBLED USING HEAT BONDABLE MATERIALS;

WHEREAS, Peter M. Bonutti, of Effingham, County of Effingham, State of Illinois, is desirous of acquiring the entire right, title and interest in and to the said improvements and all patents therefor to be obtained in the United States of America and countries foreign to the United States;

NOW THEREFORE, BE IT KNOWN that for valuable considerations to me paid, the receipt whereof is hereby acknowledged, I, the said Mark V. Brillhart, do hereby assign, sell and set over unto the said Peter M. Bonutti its successors or assigns, the entire right, title and interest in and to the said improvements and any and all inventions pertaining thereto, the application for United States patent executed by me on the 25 day of MAY 1995, all patents granted therefor in the United States of America and elsewhere, and the right to apply for patents therefor in all countries foreign to the United States and to claim for such applications the priority of United States applications, and I hereby request the Commissioner of Patents of the United States, and any official of any country or countries foreign to the United States whose duty it is to issue patents, to issue such patents to the said Peter M. Bonutti his successors or assigns; and I further agree to execute such other applications and other instruments and do all other acts as may be deemed necessary by the said Peter M. Bonutti his successors or assigns in order to fully secure, protect and preserve its rights to the said improvements and to obtain patents therefor in the United States of America and all countries foreign to the United States, all without further consideration but at the expense of the said Peter M. Bonutti his successors or assigns.

Signed at Apogee Medical Products
County of Effingham and State of Illinois
this 25 day of MAY, 1995.



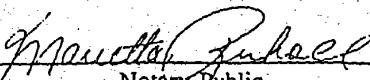
Mark V. Brillhart

STATE OF

} SS:

COUNTY OF

On this 25th day of May, 1995,
personally appeared before me Mark V. Brillhart to me known to be the person named in and
who executed the above instrument, and acknowledged to me that he executed the same for the
uses and the purposes therein mentioned.



Notary Public

OFFICIAL SEAL
MARIETTA RUHOLL
NOTARY PUBLIC

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): P. Bonutti et al.

Attorney Docket No: 780-A02-015

Application No.: 09/737,380

Group Art Unit: 3731

Filed: December 15, 2000

Examiner: G. Jackson

For: SURGICAL DEVICES ASSEMBLED USING
HEAT BONDABLE MATERIALS

REVOCATION AND POWER OF ATTORNEY

Commissioner for Patents
Washington, DC 20231

Sir:

I, Peter M. Bonutti, the assignee of the above-captioned application as evidenced by the attached copy of an assignment recorded at Reel 7513 / Frame 0757 on May 30, 1995, by the U.S. Patent and Trademark Office, hereby cancel all previous Powers of Attorney in the captioned application and hereby appoint the following attorneys to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith:

Paul D. Bianco (Reg. No. 43,500)
Martin Fleit (Reg. No. 16,900)
Robert C. Kain (Reg. No. 30,648)

Jon A. Gibbons (Reg. No. 37,333)
Stephen C. Bongini (Reg. No. 40,917)
Jose Gutman (Reg. No. 35,171)

all of Fleit, Kain, Gibbons, Gutman & Bongini P.L. having an address of 520 Brickell Key Drive, Suite A201, Miami, FL 33181. In addition,

Send correspondence to:

PAUL D. BIANCO
Fleit, Kain, Gibbons, Gutman & Bongini P.L.
520 Brickell Key Drive – A 201
Miami, FL 33131

Direct phone calls to:

PAUL D. BIANCO
305/931-9620
305/931-9627 (facsimile)

The above-identified attorneys are now to be indicated to have the full power to prosecute the above-captioned application before the U.S. Patent and Trademark Office.

Date: 4/3/02



Peter M. Bonutti